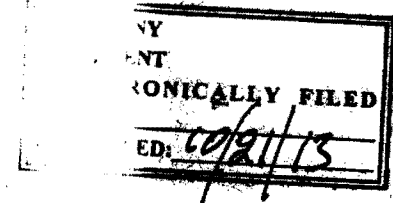


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T-754 P.002/002 F-078

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October 18, 2013

**MEMO ENDORSED**FAXED W/PERMISSIONHonorable Lewis A. Kaplan  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007  
212/805-7910 (fax)Re: *In re Lehman Brothers Securities & Employee Retirement Income Security Act  
(ERISA) Litigation*, Civil Action No. 09-md-2017-LAKThis letter relates to:  
*Washington State Investment Board v. Fuld, et al.*,  
Civil Action No. 09-cv-06041-LAK

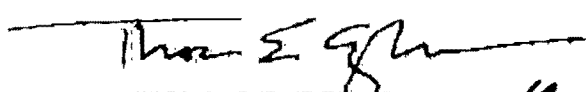
Dear Judge Kaplan:

My firm represents plaintiff Washington State Investment Board ("WSIB") in the above-captioned action. I write to inform you that plaintiff WSIB has agreed to settle this action as against defendant UniCredit Capital Markets, Inc. (f/k/a HVB Capital Markets, Inc.). The settling parties have drafted a stipulation of settlement, and plaintiff anticipates filing a motion to dismiss the claims against defendant pursuant to Fed. R. Civ. P. 41(a) in the coming weeks.

To enable plaintiff and defendant to focus on carrying out the settlement and preserving resources, the parties respectfully request that the Court suspend ongoing proceedings in this action with regard to these two parties, as it did earlier this week with regard to the Class Action plaintiffs and Ernst & Young LLP. Plaintiff WSIB retains its claims against Ernst & Young LLP.

Thank you for your attention. Should the Court like to discuss any of the matters set forth above, we will make ourselves available at Your Honor's convenience.

Respectfully submitted,

  
THOMAS E. EGLERTEE:krj  
cc: All counsel (via e-mail)SO ORDERED   
LEWIS A. KAPLAN, USDJ

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